

902 KAR 2:020 (7). Disease Surveillance (HIV/AIDS).

RELATES TO: KRS 211.180(1), 214.010, 214.645, 333.130

STATUTORY AUTHORITY: KRS 194A.050, 211.090(3)

Section 7. Human Immunodeficiency Virus (HIV) and Acquired Immunodeficiency Syndrome (AIDS) Surveillance.

- (1) A health professional licensed under KRS Chapters 311 through 314, a health facility licensed under KRS Chapter 216B, and a laboratory licensed under KRS Chapter 333, shall report:
 - (a) A positive test result for HIV infection including a result from:
 1. Elisa;
 2. Western Blot;
 3. PCR;
 4. HIV antigen; or
 5. HIV culture;
 - (b) CD4+ assay including absolute CD4+ cell counts and CD4+%;
 - (c) HIV detectable Viral Load Assay; and
 - (d) A positive serologic test result for HIV infection; or
- (b) A diagnosis of AIDS that meets the definitions of AIDS established in:
 1. "Adult HIV/AIDS Confidential Case Report Form"; or
 2. "Pediatric HIV/AIDS Confidential Case Report Form".
- (2) An HIV infection or AIDS diagnosis shall be reported within five (5) business days and, if possible, on the "Adult HIV/AIDS Confidential Case Report form" or the "Pediatric HIV/AIDS Confidential Case Report form".
 - (a) A report for a resident of Jefferson, Henry, Oldham, Bullitt, Shelby, Spencer, and Trimble Counties shall be submitted to the HIV/AIDS Surveillance Program of the Jefferson County Health Department.
 - (b) A report for a resident of another Kentucky county shall be submitted to the HIV/AIDS Surveillance Program of the Kentucky Department for Public Health, or as directed by the HIV/AIDS project coordinator.
- (3) A report for a person with HIV infection without a diagnosis of AIDS shall be identified in the following order by a Unique Identifier (UI) consisting of the person's:
 - (a) Initials of last and first name;
 - (b) Date of birth, using the format MMDDYY; and
 - (c) Last four (4) digits of Social Security number.
- (4) The following additional information shall be included with each report for a person with HIV infection without a diagnosis of AIDS:
 - (a) Gender;
 - (b) Race;
 - (c) Risk factor, as identified by CDC;
 - (d) County of residence;
 - (e) Name of facility submitting report;
 - (f) Date and type of HIV test performed;
 - (g) Results of CD4+ cell counts and CD4+%;
 - (h) Results of viral load testing;
 - (i) PCR, HIV culture, HIV antigen, if performed;
 - (j) Results of TB testing, if available; and
 - (k) HIV status of the person's partner, spouse or children.

- (5) Reports of AIDS cases shall include the patient's full name and the information in subsections (1) through (4) of this section; and
 - (a) The patient's complete address;
 - (b) Opportunistic infections diagnosed; and
 - (c) Date of onset of illness.
- (6)(a) Reports of AIDS shall be made whether or not the patient has been previously reported as having HIV infection.
- (b) If the patient has not been previously reported as having HIV infection, the AIDS report shall also serve as the report of HIV infection.
- (7) A physician or medical laboratory that makes a report under this section shall maintain a log with the name of the patient who tested positive and the unique identifier assigned.